

A special meeting of the Redmond City Council was called to order by Mayor Rosemarie Ives at 7:40 p.m. in the Council Chambers. Councilmembers present were: Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache.

ITEMS FROM THE AUDIENCE

David Wobker, 18211 NE 100 Court, said as he has been doing on an annual basis, he put together a map identifying approximately ninety burned out streetlights in downtown Redmond; some of them on the list have been burned out for at least three or four years. He suggested that city personnel catalog which lights need to be replaced and get them repaired. He noted that in addition to streetlights on public streets there are also some lights out on private property; e.g. parking lots.

Mr. Wobker said in November, Puget Sound Energy sent out a flyer in the electric bill explaining how to report burned out lights.

Holly Plackett, 7524 137 Avenue NE, recalled that near the end of her term, the Council received correspondence on the school boundary changes the Lake Washington School District is proposing. She said she understood the Council would be taking action on a resolution tonight to encourage the school district to take another look at the proposed boundaries. She noted during the past two years she and a couple of the Councilmembers tried to set up a meeting with the Lake Washington School District Board, but the meeting has not happened. She encouraged the Council to pursue a joint meeting with the Board. She concluded it was her understanding that the City of Kirkland did a joint agreement with the District regarding the use of playgrounds at neighborhood parks as well as limited use of sports fields, and that could also be an issue for discussion at a joint meeting with the Board.

On another topic, Ms. Plackett said the February 7, 2004 precinct caucuses are coming up, and the Democratic Party put together a videotape to inform people about how to attend their neighborhood caucuses. She encouraged the Council to look at the tape and consider the possibility of putting it on RCTV.

With regard to the 2004 State Legislative Agenda, Ms. Plackett said a lot of people will be surprised about how they are going to be asked to vote differently this year. She urged the Council to consider how to educate people about the changes to the primary system.

The Mayor said she and the Council President will be sending out a letter encouraging parents to participate in the

School District's boundary process, and will continue to follow the issue.

With regard to a joint meeting between the Council and the Board, the Mayor said she is working to finalize a date for that to occur.

#### CONSENT AGENDA

Motion by Mr. Paine, second by Mr. Vache, to approve the following items of the Consent Agenda:

- (1) approve the minutes of the special meeting of November 25, 2003, and regular meeting of December 2, 2003

- (2) approve the following payroll/direct deposit and claims checks:

##### PAYROLL/DIRECT DEPOSIT CHECKS:

#156756 through 157339;  
#117468 through 118610      \$2,541,100.92

##### CLAIMS CHECKS:

#211398 through 212626      \$8,458,911.83

- (3) appoint Roy Leban to the Arts Commission
- (4) approve Supplemental Agreement No. 3 for the 185 Avenue NE Extension/Storm Drain Improvement, Project No. 02-CI-04, with R.W. Beck, in the amount of \$201,919; authorize the Mayor to sign the agreement; and authorize staff to acquire the necessary right-of-way
- (5) approve Consultant Agreement with Perteet Engineering for design engineering services for State Route 520 Bikeway Connection to Sammamish River Trail, Project No. 02-CI-19, in an amount not to exceed \$110,796 including contingencies; authorize the Mayor to sign the Agreement; and authorize city staff to obtain all necessary rights-of-way to construct the project
- (6) approve the final plat of Woodbridge Division 3, PPL00-005, a portion of

the plat of Woodbridge (formerly Lakeside), MPRD96-001/PPL97-002, and authorize the Mayor to sign the Final Approval Order

- (7) approve and authorize the Mayor to sign the two-year Technical Services Agreement for Advanced Life Support Medical Direction
- (8) approve the King County Emergency Medical Services Advanced Life Support Service Contract for the Year 2004, and authorize the Mayor to sign the contract
- (9) approve a correction to the former motion authorizing circulation of a petition for the Mage Annexation to reflect a smaller area than was originally planned.

Upon a poll of the Council, Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache voted aye. Motion carried unanimously (7 - 0).

#### OATH OF OFFICE

James E. Haney, City Attorney, administered the Oath of Office to Arts Commissioner Roy Leban.

#### REPORTS

##### Staff Report: Issues Under Consideration and Upcoming Meetings - 2003-2004 Comprehensive Plan Update

Lori Peckol, Principal Planner, in a memorandum to the City Council dated January 6, 2004, briefed the Council on some of the issues the Planning Commission is considering with regard to the Comprehensive Plan Update process. She noted that the memorandum also discusses progress with the Transit Oriented District Charette and Open House.

Councilmember Robinson said in the future he would appreciate receiving a map showing the location of the properties being considered in the Comprehensive Plan Update process.

#### WELCOME

The Mayor welcomed new Councilmembers Marchione and Resha to their first Council meeting.

## 2004 STATE LEGISLATIVE AGENDA

The Mayor, in a memorandum to the City Council dated January 6, 2004, recommended adoption of the 2004 State Legislative Agenda.

The Council engaged in general discussion of the items on the state legislative agenda.

Councilmember McCormick said she emailed the Council the newspaper article on September 18, 2003 regarding potential funding cuts to the SR 202 project, and suggested adding language to the Transportation section of the legislative agenda regarding this critical project.

Mayor Ives said on January 15, 2004 she will be meeting with Senator Finkbeiner and representatives from the City of Sammamish regarding this issue.

Councilmember McCormick suggested taking out the first bullet under Transportation, and substituting a statement in support of an additional increase in the gasoline tax to make up some of the funding cuts due to Initiative 776.

Councilmember Paine said based on Senator Horn's comments last week, he did not think this was a good time to ask for more money. He thought the first bullet should stay as a consistent message from the Council.

Councilmembers Robinson, Resha, Cole, and Vache supported adding language regarding increasing the gasoline tax.

Councilmembers discussed what issues on page one could be moved to page two.

Regarding Sales Tax Streamlining, Councilmember Paine said he understood the Internet sales tax moratorium expired last year. Currently there is no effective legislation replacing it, and it would require that to re-enact a permanent or temporary moratorium.

Jane Christenson, Executive Assistant to the Mayor, explained that in this instance, although sales tax streamlining is related to the Internet sales tax moratorium, it is more about dividing sales tax revenues amongst cities and changing the formula from point of sale to point of delivery. She said the dust still needs to settle at the federal level regarding any future legislation, moratorium or otherwise, when it comes to the disposition of sales taxes. The concern right now is that the State Department of Revenue is pushing a proposal, and what Redmond and other cities are asking is that the proposal should receive more study and that the state

Legislature should not adopt something when the impacts are not yet known. She stated the thinking is that if the federal government is not finished with the issue, and if the state has not refined its proposal to where cities can truly understand its impacts, then, perhaps, the proposal is premature.

Councilmember Paine said it was his understanding that because it is contentious in the United States Senate right now, part of the argument to not re-enact a moratorium is that it will be defeated by the states agreeing to this streamlining. He said if Washington does not participate in streamlining, then it is working against itself, so he thought the city would want to support streamlining and appropriate mitigation.

The Mayor said Mr. Chaw, Financial Planning Manager, has been working with an inter-jurisdictional group for several months on this issue. She said much of what Councilmember Paine says is true, but there are implications. She continued that she and other Mayors met in Olympia on December 8, 2003 with the Governor's staff and convinced them that their initial formula was not a good one. She said our position has been there is no need for us to move forward with a scenario where there are winners and losers amongst cities until the federal legislation is passed. In the meantime, Redmond and Kent have made proposals; we have agreement on the Kent proposal that keeps most cities whole, but begins the step for the transition to the streamlining. She commented that to put in a statement that Redmond supports streamlining would undermine our interests at this point.

Ms. Christenson said there is not yet commitment at the federal level to an agreement with the states that they will honor sales tax streamlining. She said the thinking is that we want that commitment at the federal level before states "re-shuffle the deck".

Councilmember Marchione added that the key phrase in the paragraph under this item is regarding the mitigation. He said the impacts to the city would be difficult, but businesses will also be impacted as it is going to change the way they do business. He did not think the city should be in a position to support streamlining, yet. Maybe the city will support streamlining eventually, but a lot of flaws in the current proposal need to be addressed first and that is why this paragraph is important, he concluded.

Councilmember McCormick thought Ms. Christenson's first statements regarding the need for further study should be included in the bullet point on this topic. Ms. Christenson added the Mayor has sent a letter to Senator Finkbeiner with that language.

Motion by Ms. McCormick, second by Mr. Resha, to adopt the 2004 State Legislative Agenda as written, with the following changes under the Transportation section:

- Delete the first bullet of the existing draft regarding the Blue Ribbon Commission, and substitute language such as the following:  
"The SR 202 construction project is of utmost importance to the cities of Redmond and Sammamish and the City of Redmond urges the Legislature to adequately fund the construction of this project and see that construction timelines are met."
- Add a bullet with the language like the following:  
"The City of Redmond supports increases for transportation funding, such as the gas tax, which are user fees, in order to support additional funding for cities, counties, and backfill for state revenues lost due to the passage of Initiative 776."

Councilmember Robinson said prior to Christmas he sent out an email requesting that the Council adopt a resolution on the ban on smoking in restaurants, bars and taverns. He wondered if the Council wanted that to be part of the legislative agenda or consider a separate resolution to direct the Mayor to direct staff to come back with a resolution.

Councilmember Robinson distributed, to the Council, information on the research that has been done regarding a ban on smoking in restaurants, bars and taverns. He pointed out that a House Bill and an accompanying Senate Bill were introduced at this legislative session supporting it. He noted that the ban is in effect in California and New York, and in Tacoma the Public Health Department has made an attempt to do it. He said the tobacco industry argues that it is not fair to businesses in a particular county because the smokers would move to another county and there would be a loss of income, resulting in a lack of parity.

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Councilmember Robinson commented that he believes in individual rights, and if people want to smoke, that is their business, but if he is in the area it becomes a matter of his rights.

Motion by Mr. Robinson, second by Mr. Paine, to amend the agenda to add an item supporting a ban on smoking in restaurants, bars, bingo halls, bowling alleys and taverns.

The amendment carried (6 - 1) with Cole voting nay.

Motion by Mr. Cole, second by Ms. McCormick, to amend the main motion to move the paragraph on utility relocation on Attachment A to Attachment B. Motion carried unanimously (7 - 0).

Motion by Mr. Robinson to amend the agenda to delete the language in the bullet under Public Safety in Attachment B that says - "Support legislation using closed circuit TV cameras to enforce 'red light' and speeding traffic violations." Motion failed for lack of a second.

The main motion, as amended, carried unanimously (7 - 0).

Motion by Mr. Robinson, second by Mr. Vache, to direct the Mayor to direct staff to present to the Council on January 20, 2004, a resolution supporting the ban on smoking in restaurants, bars, taverns, bowling alleys, and bingo parlors.

Councilmember Cole said he had a concern about conceptually supporting it, and that is why he voted no on it last time and will do so again.

Motion carried (6 - 1) with Cole voting nay.

#### OMBUDSMAN

Councilmember McCormick suggested that at the first Council meeting of the month the Mayor call on the ombudsman for the previous month as well as the current ombudsman.

James E. Haney, City Attorney, advised the Council that since this item was not on tonight's agenda it would be all

right for the Councilmembers to report on issues, but no action could be taken.

Councilmember McCormick said during December 2003 the Council received a number of letters on the proposed changes to the Lake Washington School District school boundaries. She said she was under the impression the Council would be voting tonight on the letter drafted by staff to the School Boundary Committee.

Councilmember McCormick recalled that in early December 2003 the Council received an email regarding religious discrimination as it relates to our parks and recreation programs. Danny Hopkins, Parks and Recreation Department Director, said, currently, the Redmond West Little League is working with the people who brought up the issue about the Little League pledge, and an offer has been made for them to join the Little League board to work through the concerns.

Councilmember McCormick asked if the Park Board would have some discussion about it? Mr. Hopkins said pending the outcome, as far as how the city's role would be defined in the future, staff would consult with the City Attorney to better understand the issues.

Councilmember McCormick said when she attended a meeting of the Redmond Historical Society last weekend she learned that the Edwardian Antiques building was for sale, and a suggestion was made that the City of Redmond purchase it. She concluded a proposal will probably be coming to the Council regarding that purchase.

Councilmember Paine received email from a concerned citizen regarding the potential of sound mitigation being added to the Old Redmond Road improvements project. He arranged for the individual to meet with David Rhodes, Director of Public Works, and the person was pleased with the outcome of the conversation.

Councilmember Paine reported he received a complaint from a citizen from the City of Sammamish about the congestion on State Route 202 and how long it takes to travel through Redmond. He reassured the individual that the City of Redmond is doing its part, and suggested that the person contact all members of the state House and Senate transportation committees.

Councilmember Cole said he talked to a merchant in December 2003 about the city's fire inspection fees; the merchant had a complaint about inspections he had received. Councilmember Cole stated Chief Ryan thoroughly recapped everything that had happened, and it sounds like the Fire Department's inspectors did an excellent job.



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ADJOURNMENT

There being no further business to come before the Council,  
the Mayor declared the meeting adjourned at 8:51 p.m.

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MAYOR

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CITY CLERK